

Kentucky Board of Medical Licensure Newsletter

Hurstbourne Office Park, 310 Whittington Parkway, Suite 1B, Louisville, Kentucky 40222

Fall, 1999

Danny M. Clark, M.D., President

New KBML Web Site

The Board now has its own web site located at state.ky.us/agencies/kbml/. The site contains reprints of recent newsletters, monthly disciplinary action lists, Board policy statements and guidelines, medical licensure forms, information on continuing medical education, information about the Board and its members as well as providing links to other organizations. This site is a work in progress and the Board will continue to add items of interest as they become available. Hopefully, this will be another way for the Board to communicate with the public and its licensees.

CME Cycle Ends December 31, 1999

This is the final year of the three year Continuing Medical Education (CME) cycle (January 1, 1997 – December 31, 1999) to meet the requirement in Kentucky. Board regulation 201 KAR 9:310 requires *all physicians* wishing to maintain their Kentucky medical/osteopathic license to have obtained 60 hours of CME for the cycle noted above. Thirty of these hours must be in Category 1 accredited by the Accreditation Council on Continuing Medical Education or the American Osteopathic Association and thirty hours may consist of non-supervised personal learning activities.

The Board may grant an extension of time to a physician, who for sufficient cause, has not yet completed their CME requirement. The physician who fails to complete the CME requirement or who fails to obtain an extension of time shall be fined a minimum of \$200 and given six months to come into compliance. After the six month period, should the licensee still not be in compliance, his or her license shall be immediately suspended until such time as verifiable evidence is submitted indicating completion of the CME requirement.

Under no circumstances will waivers be granted from this requirement.

If a physician is requesting an extension, he/she will need to submit a letter to the Board requesting this extension. If this request is due to medical reasons, a letter from the treating physician will also need to be included. The time to request an extension is at the end of the CME cycle, or by April 1, 2000.

The Board will randomly audit physicians who have certified that they have completed this requirement. In the event that you are audited you will be required to demonstrate satisfactory completion of the CME requirement stated. Documentation of the CME acquired for the January 1, 1997 – December 31, 1999 should be retained until December 31, 2002. Unless notified in writing by the Board that you have been selected for audit, please do not send documentation of your CME credits to the Board.

HIV/AIDS CME Requirement

Pursuant to 201 KAR2:160 a minimum of two (2) hours of CME must be in a HIV/AIDS course approved by the Cabinet for Health Services. Therefore all physicians must obtain two hours of approved HIV/AIDS training every three years if they wish to renew their license. The two hours may be applied toward the required 60 hours of CME.

Renewal of Medical License for 2000

The 2000 annual renewal forms will be mailed in December. The \$125.00 renewal fee is due by March 1, 2000. Late registration (after March 1, but before April 1) may be made by an additional \$50.00 penalty fee. Should you fail to register before the April 1, 2000 deadline, your license will automatically become inactive and subsequent practice in Kentucky will be considered the unauthorized practice of medicine or osteopathy. Anyone registering after the April 1 deadline will be imposed an additional \$100.00 fee.

Each year all physicians who wish to maintain their Kentucky medical/osteopathic license are required to complete a renewal application. The application instructs the applicant to answer a series of questions pertaining to a number of topics, including criminal convictions, disciplinary actions, drug and alcohol problems, etc. When completing the application, the physician should be mindful of the following points:

- a. The applicant is not required to rehash his/her entire history. The instructions on the application direct the applicant to disclose information only about events which occurred since they last applied to renew their license. In most cases applicants need only to provide information about events which occurred in the past 12 months. It is not necessary to report events that have been previously reported.
- b. Be honest. Each time a physician answers "yes" to a question on the application, he or she is required to submit an explanation of the circumstances which gave rise to that disclosure. The Board and/or its staff then review the information provided by the applicant. In most cases submitting a "yes" answer will not result in any disciplinary action against the applicants license. It is much more likely that failure to answer the question accurately will result in action against the physician.
- c. Some information is confidential. The information contained on the first two pages of the renewal application is considered public information. Answers to questions on the third page are exempt from public disclosure. The answers to these questions may be considered by the Board and may be disclosed in any contested case proceeding, including a Show Cause proceeding, or an appeal of a licensing decision based upon them. The questions pertaining to drug and alcohol abuse and to physical and mental health issues comply with the American Disability Act.

The annual renewal fee for year 2000 has been increased from \$100.00 to \$125.00 to help offset additional administrative costs.

Completion of Death Certificates

KRS 213.076 requires that a death certificate be completed, signed and returned to the funeral director within five working days after it is presented to the physician in charge of the patient's care for the illness or condition which resulted in death, except when inquiry concerning the death is required by KRS 72.400 to 72.475. In the absence of the physician, the certificate may be completed and signed by his associate physician or the chief medical officer of the institution in which death occurred, or the physician who performed an autopsy upon the decedent, or a physician employed by the local health department, if the individual has access to the medical history of the case and death is due to natural causes.

Next Meeting of the Board

The next meeting of the Board is scheduled for Thursday, December 16, 1999, at its headquarters office. The meeting will begin at 9:30 a.m. Any requests to be included on the Board agenda must be received by this office not later than two weeks prior to the meeting date.

Disciplinary Action Report

George L. Barker, M.D., License #29153, Memphis, TN

Agreed Order of Probation entered into 09-17-99 placing license on probation for 5 yr. period. Terms and conditions include no prescribing/dispensing/utilization of controlled substances in Kentucky, maintaining contractual relationship with Impaired Physicians Program (IPP), must provide written notice of any locum tenens assignments in Kentucky, subject to random biological screening.

Joseph M. Casey, M.D., License #22203, Jeffersonville, IN

Order Reinstating License; Order of Indefinite Restriction issued 08-04-99. Physician prohibited from contact with patients; if physician practices in administrative or research capacity, may not make decisions/conclusions impacting clinical care of patients. Other terms include maintaining contractual relationship with IPP, continued therapy, subject to biological screens.

James E. Holmes, D.O., License #02026, Marshall Co.

Order of Revocation issued 07-29-99. Effective 09-23-99.

Johan N. Jensen, M.D., License #14363, Jefferson Co.

Agreed Order of Probation entered into 07-02-99; license placed on probation for a period of 2 years. Terms and conditions include use of approved chaperone, subject to chart reviews.

Joseph Kline, Jr., M.D., License #26089, Kenton Co.

Order Reinstating License; Order of Probation issued 09-17-99; license placed on probation for 3 yr. period. Physician may not perform any act which would constitute practice of medicine until approved to do so. Must successfully complete Board-approved clinical skills assessment; must complete learning plan, if deemed appropriate.

Gary L. McMillan, M.D., License #17992, McCracken Co.

Agreed Order of Surrender entered 08-11-99.

Quinton C. Meek, M.D., License #28887, Jessamine Co.

Order Terminating Suspension and Placing License on Probation issued 08-23-99. License placed on probation for 5 yr. period. Terms and conditions include practice location restriction, utilization of approved chaperone, subject to patient chart reviews and polygraph examinations, must maintain contractual relationship with IPP, continued therapy.

Thomas J. Moore, M.D., License #22596, Whitley Co.

Agreed Order of Probation entered into 07-02-99; license placed on probation for 5 yr. period. Terms and conditions include maintaining contractual relationship with IPP, prescribing/dispensing/utilization of controlled substances restricted to in-hospital patients only, participation in therapy groups, random biological screens.

Kirk D. Morgan, M.D., License #16289, Jefferson Co.

Order Amending Agreed Order of Probation issued 09-14-99. Physician must maintain log of any patients administered EDTA chelation therapy, with log and patient charts subject to review. Other terms and conditions delineated in 04-18-96 Agreed Order of Probation remain in effect.

Ruth A. Serneels, M.D., License #26759, Jeffersonville, IN

Order Amending Agreed Order of Revocation; Probated issued 08-04-99. Physician permitted to reapply for DEA. If DEA permit granted, terms and conditions will apply: must maintain log, subject to review of log and patient charts. Other terms and conditions remain in place.

Disciplinary Action Report Continued

Mary N. Smith, M.D., License #11213, Fayette Co.

Order Terminating Agreed Order of Probation issued 08-04-99.

Abdul R. Tak, M.D., License #21223, Jefferson Co.

Agreed Order of probation entered into 07-15-99 placing license on probation for a period of 5 yrs. Terms and conditions include prohibition from reading own EKG strips, use of approved chaperone, completion of Board-approved continuing medical education with copy of resulting report(s) provided to Panel, preceptor program.

Javier A. Vasquez, M.D., License #28927, Clay Co.

Order Denying Petition for Reinstatement issued 09-09-99.

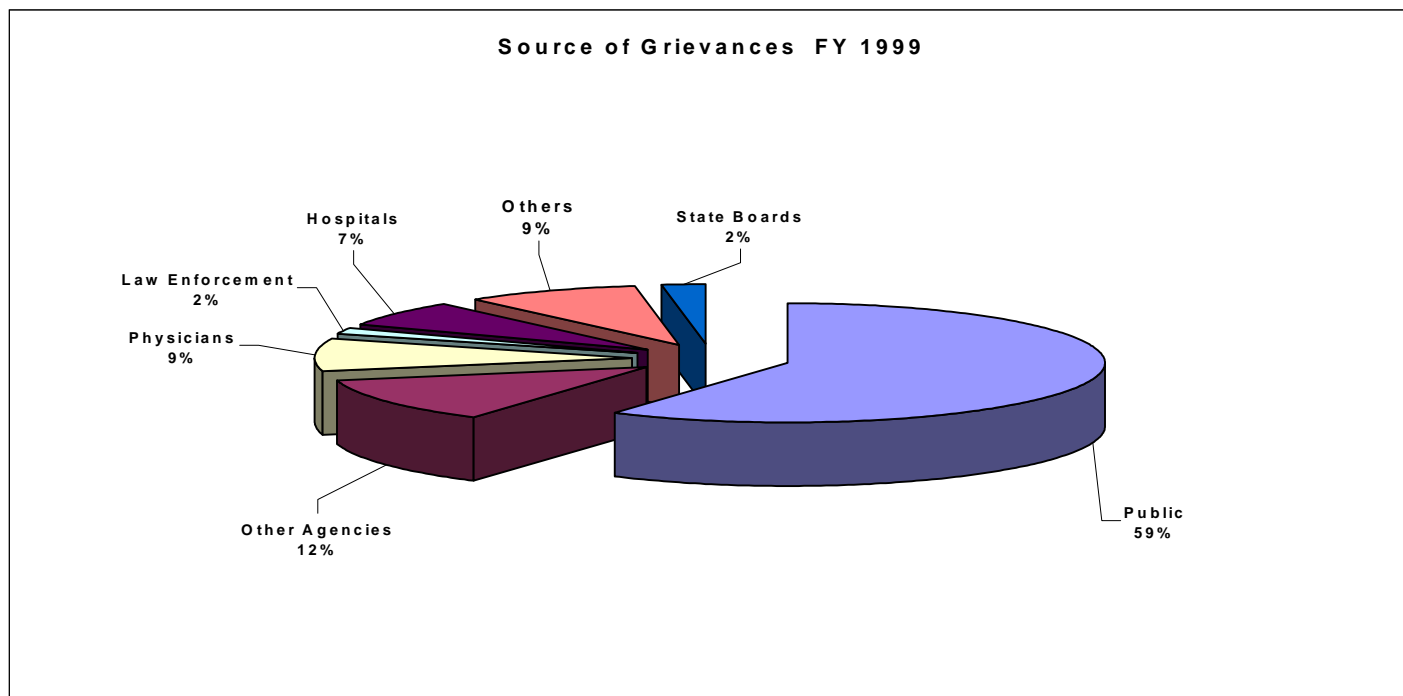
Election of Officers

At the September meeting, the Board elected officers for the coming year. Danny M. Clark, M.D., of Somerset was re-elected as President, Preston P. Nunnelley, M.D., of Lexington was re-elected as Vice President and Kathie E. Grisham, Esq., of Covington was re-elected as Secretary.

1999 Medical Directory Available

The 1999 Kentucky Medical Directory is now available. This publication is available in two volumes. Volume I is an alphabetical listing of all physicians currently registered in Kentucky and Volume II is a listing by county. Each volume contains the names and practice addresses, office telephone numbers if available, license number and specialty based on information provided by the physician.

The cost of each publication is \$15.90 (includes KY sales tax) plus an additional \$4.00 for each volume ordered for shipping and handling. To order your copy, please send your request with a check for the proper amount to the Board's office.



Kentucky Board of Medical Licensure Status Report FY 1998/99

Meetings Held

Board of Medical Licensure	4
Inquiry/Hearing Panels	9
Physician Assistant Advisory Committee	4
State Council on Athletic Trainers	4

Services Provided

Physicians Registered In State	8,285
Physicians Registered Out of State	3,363
Applications for Licensure Reviewed	1,012
New Medical Licenses Issued	856
New Osteopathic Licenses Issued	45
Temporary Permits Issued	589
Limited Licenses Renewed	18
Emergency Permits Issued	2
Fellowship Training Limited Licenses Issued	15
Institutional Practice Limited Licenses Issued	50
Medical Graduates Taking State Medical Exam	274
Applications Denied	3
Active Paramedics in State	1,238
New Paramedics Certified	116
Paramedics Recertified	373
Paramedics Examined	157
Active Physician Assistants Certified	387
New Physician Assistants Certified	70
Active Athletic Trainers Certified	240
New Athletic Trainers Certified	26

Disposition of Grievances and Disciplinary Actions Taken

Grievances Received	176
Grievances Investigated	135
Grievances Pending	103
Malpractice Cases Reviewed	62
Licenses on Probation	29
Licenses on Supervision	46
Disciplinary Proceedings Initiated	38
Complaints Issued	14
Show Cause Orders	3
Emergency Orders of Suspension	6
Emergency Orders of Restriction	2
Disciplinary Hearings Held	9
Licenses Probated	11
Revoked	3
Suspended	1
Restricted	16
Surrendered	9
Letters of Agreement	12
Letters of Concern	32
CME Suspension	2

Report Your Change of Address

KRS 311.586 requires you to immediately notify the Board when you change office mailing addresses. Please note, office mailing addresses provided to the Board must be street addresses, and post office box addresses will no longer be acceptable. If you fail to file notification with this office, you may not receive important correspondence, including your annual renewal mailings and wallet card. *If your practice address is different than the address on this newsletter, please use the form provided below to indicate your practice address and return to the Board.* In the future, your practice address will be used in the Kentucky Medical Directory.

Kentucky Board of Medical Licensure Change of Address Notice (Please Print or Type Information)

Date: _____ KY License Number: _____

Name: _____
(last) (first) (middle)

Mailing Address:

Street: _____

City, State & Zip: _____

Office Telephone: () _____

E-Mail Address: _____

Practice Address If Different From Mailing Address:

Street: _____

City, State & Zip: _____

KY Practice County: _____

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Hurstbourne Office Park
310 Whittington Pky., Ste. 1B
Louisville, KY 40222

BULK RATE U.S. POSTAGE LOUISVILLE, KY PERMIT NO. 856.
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